

**DECLARATION AND POWER OF ATTORNEY
UNDER 35 USC §371(c)(4) FOR
PCT APPLICATION FOR UNITED STATES PATENT**

As a below named inventor, I hereby declare that:
my residence, post office address and citizenship are as stated below under my name;

I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, namely the invention entitled: NUTRIENT MEDIUM WHICH CAN BE USED AS A CULTURE MEDIUM FOR EPIDERMAL CELLS AND APPLICATIONS described and claimed in international application number PCT/FR96/00037 filed January 9, 1996.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) filed within one year prior to my international application are hereby claimed:

French Patent Application No. 95 00327 filed January 9, 1995
French Patent Application No. 95 00329 filed January 9, 1995

The following application(s) for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to my international application, or (b) before the filing date of the above-named foreign priority application(s):

I hereby appoint the following as my attorneys of record with full power of substitution and revocation to prosecute this application and to transact all business in the Patent Office:

**James A. Oliff, Reg. No. 27,075; William P. Berridge, Reg. No. 30,024;
Kirk M. Hudson, Reg. No. 27,562; Thomas J. Pardini, Reg. No. 30,411;
Edward P. Walker, Reg. No. 31,450; Robert A. Miller, Registration No. 32,771; and
Mario A. Costantino, Registration No. 33,565.**

ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO
OLIFF & BERRIDGE, P.O. BOX 19928, ALEXANDRIA, VIRGINIA 22320, TELEPHONE (703) 836-6400.

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1	Typewritten Full Name of Sole or First Inventor	Jean-Noel THOREL		
2	Inventor's Signature	Given Name	Middle Initial	Family Name
3	Date of Signature	July 10 1997		
	Residence:	Paris	Day	Year
		City	State or Province	COUNTRY
	Citizenship:	French		
	Post Office Address:	3 rue La Rochelle		
	(Insert complete mailing address, including country)	F-75014 Paris, FRANCE		

Note to Inventor: Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

IF THERE IS MORE THAN ONE INVENTOR USE PAGE 2 AND PLACE AN "X" HERE ☒

1 **Typewritten Full Name
of Joint Inventor**

2 **Inventor's Signature:**

3 **Date of Signature:**

Residence:

Citizenship:

Post Office Address:
(Insert complete mailing
address, including country)

Hugues

Given Name

Middle Initial

GATTO

Family Name

Hugues

GATTO

04

July

04

1997

Albertville

City

State or Province

FRANCE

Country

French

15 rue Pasteur

F-73200 Albertville, FRANCE

1 **Typewritten Full Name
of Joint Inventor**

2 **Inventor's Signature:**

3 **Date of Signature:**

Residence:

Citizenship:

Post Office Address:
(Insert complete mailing
address, including country)

Given Name

Middle Initial

Family Name

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of Joint Inventor**

2 **Inventor's Signature:**

3 **Date of Signature:**

Residence:

Citizenship:

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(Insert complete mailing
address, including country)

Given Name

Middle Initial

Family Name

Month

Day

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State or Province

Country

Note to Inventor: Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

This form may be executed only when attached to the first page of the Declaration and Power of Attorney of the application to which it pertains.

Applicant or Patentee: Jean-Noel THOREL and Hugues GATTO
Serial or Patent No.: 08/860,231 Attorney Docket No.: WPB 39818
Filed or Issued: June 23, 1997
For: NUTRIENT MEDIUM WHICH CAN BE USED AS A CULTURE MEDIUM FOR EPIDERMAL CELLS AND APPLICATIONS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b))-INDEPENDENT INVENTOR/ASSIGNEE**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled:

NUTRIENT MEDIUM WHICH CAN BE USED AS A CULTURE MEDIUM FOR EPIDERMAL CELLS AND APPLICATIONS described in:

☐ the specification filed herewith.

☒ application serial no. _____, filed June 23, 1997

☐ patent no. _____, issued _____

I have not assigned, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☒ no such person, concern, or organization.

☐ persons, concerns or organizations listed below:

NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Jean-Noel THOREL

TYPED NAME OF INVENTOR

Signature of Inventor

Date

TYPED NAME OF INVENTOR

Signature of Inventor

Date

TYPED NAME OF INVENTOR

Signature of Inventor

Date

To the Assistant Commissioner for Patents: Please record the attached original document or copy thereof.

1. A. Name of conveying party(ies):

Hugues GATTO

B. Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

2. A. Name and address of receiving party(ies):

Jean-Noel THOREL
3, rue de la Rochelle
F-75014 Paris
FRANCE

3. A. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

B. Execution Date: July 7, 1997

B. Additional name(s) & address(es) attached?

☐ Yes ☒ No

4. A. If this document is being filed together with a new application, the execution date of the application is: _____

B. Patent Application No.(s)
08/860,231

C. Patent No.(s)

D. Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: William P. Berridge

Address: OLIFF & BERRIDGE
P.O. Box 19928
Alexandria, VA 22320

6. Total number of applications and patents involved: 1

7. A. Total fee (37 CFR 3.41)..... \$40.00

B. Enclosed (Check No. 54422)

8. Credit any overpayment or charge any underpayment to deposit account number 15-0461.

9. **Statement and signature.**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

William P. Berridge
Joel S. Armstrong

Registration No. 30,024
Registration No. 36,430

Date: July 25, 1997

Total number of pages including cover sheet, attachments, and document: 2

ASSIGNMENT

(1-8) Insert Name(s) of Inventor(s)

(1) Hugues GATTO (5) _____

(2) _____ (6) _____

(3) _____ (7) _____

(4) _____ (8) _____

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(9) Insert Name of Assignee (9) Jean-Noel THOREL

(10) Insert Address of Assignee (10) 3, rue de la Rochelle, F-75014 Paris, FRANCE

(hereinafter designated as the Assignee) his entire right, title and interest for the United States of America as defined in 35 U.S.C. §100, in the invention, and in all applications for patent including any and all provisional, non-provisional, divisional, continuation, substitute, and reissue application(s), and all Letters Patent, extensions, reissues and reexamination certificates that may be granted on the invention known as

(11) Insert Identification such as Title, Case Number, or Foreign Application Number (11) NUTRIENT MEDIUM WHICH CAN BE USED AS A CULTURE MEDIUM FOR EPIDERMAL CELLS AND APPLICATIONS

(Attorney Docket No. WPB 39818)

for which the undersigned has (have) executed an application for patent in the United States of America

(12) Insert Date of Signing of Application (12) on July 7, 1997

(13) Alternative Identification for filed applications (13) U.S. application Serial Number 08/860,231

filed June 23, 1997

1) The undersigned agree(s) to execute all papers necessary in connection with any application and any continuing, divisional or reissue applications for the invention, and any patent(s) issuing thereon, and also to execute separate assignments in connection with such applications and patents as the Assignees may deem necessary.

2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning any application or continuation or division thereof, or any patent or reissue application based thereon, for the invention, and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain, maintain or confirm by reissue or reexamination a grant of a valid United States patent to the Assignee.

5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application(s) to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed, and will not execute, any agreements in conflict herewith.

6) The undersigned hereby grant(s) the firm of OLIFF & BERRIDGE the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date <u>July 7, 1997</u>	Name of Inventor <u>GATTO Hugues</u> (SEAL)
Date _____	Name of Inventor _____ (SEAL)
Date _____	Name of Inventor _____ (SEAL)
Date _____	Name of Inventor _____ (SEAL)
Date _____	Name of Inventor _____ (SEAL)
Date _____	Name of Inventor _____ (SEAL)

This assignment should preferably be signed before: (a) a Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date <u>July 7, 1997</u>	Witness <u>KRISAN Dartine</u>
Date <u>July 7, 1997</u>	Witness <u>LIBRATI Benoit</u>